

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Philander Jenkins,

Plaintiff,

Civ. No. 06-3625 (RHK/AJB)

ORDER

v.

County of Hennepin, Minnesota, *et al.*,

Defendants.

This matter is before the Court *sua sponte*. Defendants have filed a Motion for Partial Summary Judgment in this action, which is scheduled to be heard on September 29, 2009, at 8:00 a.m. Having reviewed the parties' Motion papers, the Court has concluded that oral argument will not materially assist its resolution of the Motion. Accordingly, **IT IS ORDERED** that the hearing on Defendants' Motion is **CANCELED**. The Motion is deemed submitted as of September 21, 2009, the date of Defendants' Reply Memorandum.

Dated: September 23, 2009

s/Richard H. Kyle
RICHARD H. KYLE
United States District Judge